

Walter O'Cheskey  
Chapter 13 Trustee  
6308 Iola Ave., Suite 100,  
Lubbock TX 79424  
(806) 748-1980  
(806) 748-1956 FAX  
MODT

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION**

**IN RE:  
MARK ANTHONY MCNAIR  
4902 WILBARGER**

**VERNON, TX 76384**

**CASE NO:13-70073-HDH-13  
HEARING DATE: 03-12-2014  
HEARING TIME: 10:00 AM**

**DEBTOR ATTORNEY: MONTE J WHITE**

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**MODIFICATION OF CHAPTER 13 PLAN AFTER CONFIRMATION**

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Date: February 4, 2014

Pursuant to 11 U.S.C. 1329, the Standing Chapter 13 Trustee requests the following Modification of Debtor(s) confirmed Plan herein:

**I  
History of the Case**

1. Date Case Filed: February 28, 2013
2. Date of Section 341 Meeting: April 2, 2013
3. Date of Confirmation: May 17, 2013
4. First Payment Date: March 30, 2013
5. Total Plan Term Prior to this Modification: 60

**II  
Modification Requested**

Debtor shall pay Trustee \$3,873.00 from debtor's 2012 tax refund within 10 days of entry of this order. Plan base shall increase from \$77,480.00 to \$81,353.00.

**III  
Reason for Modification**

Debtor(s) 2012 tax return shows that Debtor(s) received a tax refund of \$5,873.00 of which \$3,873.00 is due to Trustee per General Order 2010-01 for the benefit of unsecured creditors. Debtor(s) still owe Trustee \$3,873.00 of said refund. Modification is requested to raise Debtor(s) payment and/or base amount in order to pay Trustee the said tax refund.

Respectfully Submitted,

/s/ Walter O'Cheskey  
Walter O'Cheskey, Chapter 13 Trustee  
6308 Iola Ave., Suite 100,  
Lubbock TX 79424

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION**

**IN RE:  
MARK ANTHONY MCNAIR**

**CASE NO: 13-70073  
HEARING DATE: 03-12-2014  
HEARING TIME: 10:00am**

**A/K/A: A/K/A 2:  
D/B/A: FDBA THE WATER SHOPPE; FDBA THE WATER SHOPPE ICE HOUSE; FDBA SILVER ELEGANCE  
D/B/A 2:**

**NOTICE OF HEARING, PRE-HEARING CONFERENCE AND ATTACHED MODIFICATION OF PLAN AFTER  
CONFIRMATION**

**NOTICE OF HEARING**

On 03-12-2014, which is at least twenty-eight (28) days from the date of service hereof, at 10:00am a **HEARING** on the above and foregoing "Modification of Plan After Confirmation" will be held in

**FOR LIVE COURT  
US COURTHOUSE ROOM 222  
10TH & LAMAR STREETS  
WICHITA FALLS, TEXAS 763011234**

**FOR VIDEO COURT  
US COURTHOUSE ROOM 208  
10TH & LAMAR STREETS  
WICHITA FALLS, TEXAS 763011234**

Creditors are not required to attend unless they have objections to the Modification.

**NOTICE OF PRE-HEARING CONFERENCE**

A **PRE-HEARING CONFERENCE** will be held at the same location listed above at 8:30am Hearings on Motions to Modify Plans with objections not resolved at the **PRE-HEARING CONFERENCE** will be heard by the Court at the scheduled Hearing time.

**NOTICE** is hereby given that pursuant to 11 U.S.C. 1329 the attached "Modification of Plan" dated 2/4/2014, **will be** approved by the Court as the Debtor's Modified Chapter 13 Plan unless a party in interest files a written "Objection to the Modification" within twenty-one (21) days of service hereof, and the Debtor has made any subsequent payments required under the Modified Plan. An "**Objection to Modification**" should be filed with the Bankruptcy Court at the following address:

**CLERK OF THE BANKRUPTCY CT  
1100 COMMERCE 1254  
DALLAS, TEXAS 752420000**

Walter O'Cheskey  
 Chapter 13 Trustee  
 6308 Iola, Suite 100  
 Lubbock, TX 79424  
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IN THE UNITED STATES BANKRUPTCY COURT  
 FOR THE NORTHERN DIVISION OF TEXAS  
 WICHITA FALLS DIVISION

IN RE:

MARK ANTHONY MCNAIR

CASE NO: 13-70073-HDH-13

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the attached document was sent via First Class Mail to the below listed parties at the addresses supplied as follows.

Name & Address	Name & Address
MARK ANTHONY MCNAIR 4902 WILBARGER VERNON,TX 76384	-
RECOVERY CONCEPTS INC 1925 E BELTLINE ROAD STE 510 CARROLLTON,TX 75006-0000	INTERNAL REVENUE SERVICE PO BOX 7317 PHILADELPHIA,PA 19101-7317
INTERNAL REVENUE SERVICE PO BOX 7346 PHILADELPHIA,PA 19101-7346	NATIONWIDE CREDIT INC 3600 E UNIVERSITY STE C-1550 PHOENIX,AZ 85034-0000
BECKET & LEE LLP ATTORNEYS AT LAW 16 GENERAL WARREN, PO BOX 3001 MALVERN,PA 19355-0000	WALTER O'CHESKEY TRUSTEE 6308 IOLA AVENUE LUBBOCK,TX 79424-0000
OFFICE OF THE CH13 TRUSTEE 6308 IOLA AVENUE LUBBOCK,TX 79424-	MONTE J WHITE ATTORNEY AT LAW 1106 BROOK AVE HAMILTON PLACE WICHITA FALLS,TX 76301-0000
US ATTORNEY GENERAL 10TH ST & CONSTITUTION AVE WASHINGTON,DC 20530-0000	WILLIAM T NEARY UNITED STATES TRUSTEE 1100 COMMERCE STREET RM 976 DALLAS,TX 75242-0000
US ATTORNEY ATTORNEY IN CHARGE 1100 COMMERCE STREET SUITE 300 DALLAS,TX 75242-1699	AMERICAN EXPRESS PO BOX 5207 FORT LAUDERDALE,FL 33310-5207
HOSTO & BUCHAN, PLLC PO BOX 3397 LITTLE ROCK,AR 72203-	CHASE PO BOX 94014 PALATINE,IL 60094-
HERRING BANK 1900 PEASE ST VERNON,TX 76384-	CREDITORS INTERCHANGE 80 HOLTZ DRIVE BUFFALO,NY 14225-1470
ALLIANT LAW GROUP PC 2860 ZANKER ROAD SUITE 105 SAN JOSE,CA 95134-	NATIONAL RECOVERY SOLUTIONS PO BOX 322 LOCKPORT,NY 14095-
NELNET US DEPARTMENT OF EDUCATION 3015 SOUTH PARKER ROAD SUITE 400 AURORA,CO 80014-	NELNET US DEPARTMENT OF EDUCATION PO BOX 740283 ATLANTA,GA 30374-0283

## CERTIFICATE OF SERVICE

CITY OF VERNON  
PO BOX 1984

ASSOCIATED RECOVERY SYSTEMS  
PO BOX 469046

VERNON,TX 76385-

ESCONDIDO,CA 92046-

MCCREARY VESELKA BRAGG & ALLEN PC  
ATTORNEY FOR CLAIMANT CO OF WILBARGER  
PO BOX 1269  
ROUND ROCK,TX 78680-

YELLOW BOOK USA  
PO BOX 3162

CEDAR RAPIDS,IA 52406-3162

QUANTUM3 GROUP  
SECOND ROUND LP  
PO BOX 788  
KIRKLAND,WA 98083-0788

CITIMORTGAGE INC  
PO BOX 6243

SIOUX FALLS,SD 57117-

THE COUNTY OF WILBARGER TEXAS  
MCCREARY VESELKA BRAGG & ALLEN PC  
PO BOX 1269  
ROUND ROCK,TX 78680-1269

COUNTY OF WILBARGER  
PO BOX 1984

VERNON,TX 76385-1984

DEPT OF EDUCATION/NELN  
121 S 13TH ST

SECOND ROUND LP  
4150 FRIEDRICH LANE SUITE

LINCOLN,NE 68508-

AUSTIN,TX 78744-1052

TROY CAPITAL LLC  
2660 S RAINBOW BLVD #D104

TROY CAPITAL LLC  
2660 SOUTH RAINBOW BLVD  
SUITE D-104  
LAS VEGAS,NV 89146-

LAS VEGAS,NV 89146-5183

NORTHLAND GROUP INC  
PO BOX 390846

NCO FINANCIAL SYS INC  
507 PRUDENTIAL RD

MINNEAPOLIS,MN 55439-0846

HORSHAM,PA 19044-2368

WILBARGER COUNTY TAX OFFICE  
PO BOX 1984

MCCREARY VESELKA BRAGG & ALLEN PC  
PO BOX 1269

VERNON,TX 76385-

ROUND ROCK,TX 78680-

FIRST NATIONAL COLLECTION BUREAU  
610 WALTHAM WAY

LAW OFFICE OF MICHAEL J SCOTT  
1120 METROCREST DR STE 100

SPARKS,NV 89434-6695

CARROLLTON,TX 75006-5862

GEMB/WALMART  
ATTN: BANKRUPTCY  
PO BOX 103104  
ROSWELL,GA 30076-9104

ALLEN L ADKINS & ASSOCIATES  
PO BOX 3340

LUBBOCK,TX 79452-

CAROL JEAN MCNAIR  
4902 WILBARGER

JA CAMBECE LAW OFFICE PC  
EIGHT BOURBON ST

VERNON,TX 76384-4036

PEABODY,MA 01960-7473

MCCLESKEY HARRIGER BRAZILL & GRAF LL  
PO BOX 6170

MICHAEL J ADAMS PC  
300 E SONTERRA BLVD BLDG 1 SUITE 1200

LUBBOCK,TX 79493-6170

SAN ANTONIO,TX 78258-4077

NCO FINANCIAL SYSTEMS  
1804 WASHINGTON BLVD  
MAILSTOP 450  
BALTIMORE,MD 21230-1700

PERDUE BRANDON FIELDER COLLINS& MOTT  
PO BOX 8188

WICHITA FALLS,TX 76307-

RAUSCH STURM ISREAL & HORNIK SC  
401 CYPRESS ST STE 300  
PO BOX 3018  
ABILENE,TX 79604-3018

RIEXINGER & ASSOCIATES LLC  
ATTORNEYS AT LAW  
PO BOX 956188  
DULUTH,GA 30095-9504

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CERTIFICATE OF SERVICE

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STELLAR RECOVERY INC  
PO BOX 2210

TOTAL CARD INC  
5109 S BROADBAND LN

SOUTHGATE,MI 48195-4210

SIOUX FALLS,SD 57108-2208

WELLS FARGO CARD SERVICES  
PO BOX 9210

MOORE & MOORE  
ATTORNEYS AT LAW  
PO BOX 726

DES MOINES,IA 50306-9210

MINERAL WELLS,TX 76068-

MOSS LAW FIRM  
PO BOX 3340

HIBU INC  
YELLOWBOOK INC C/O RMS RMS BK REC SERVIC  
PO BOX 5126

LUBBOCK,TX 79452-

TIMONIUM,MD 21094-

Dated: 02/04/2014

/s/ Walter O'Cheskey  
Chapter 13 Trustee  
By: A. Ammons